

**ORIGINAL**  
**UNITED STATES DISTRICT COURT**

District of Hawaii

**FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII**

*JUL 15 2003*

UNITED STATES OF AMERICA

V.

**ORDER SETTING CONDITIONS  
OF RELEASE**

**JON EDWARD PICKERING**  
Defendant

Case Number: **MA 03-453LEK** ✓

at 8 o'clock and 16 min. M  
WALTER AYH CHINN, CLERK

IT IS ORDERED that the release of the defendant is subject to the following conditions:

- (1) The defendant shall not commit any offense in violation of federal, state or local law while on release in this case.
- (2) The defendant shall immediately advise the court, defense counsel and the U.S. attorney in writing before any change in address and telephone number.
- (3) I must not harass, threaten, intimidate, tamper with, improperly influence, or injure the person or property of witnesses, jurors, informants, victims of crime, judicial officers, or other persons related to official proceedings before the Court, in violation of 18 U.S.C. §§ 1503, 1512, and 1513.
- (4) The defendant shall appear at all proceedings as required and shall surrender for service of any sentence imposed as directed. The defendant shall next appear at U.S. Courthouse, 300 Ala Moana Blvd. C-338, Honolulu, HI on As Directed.

**Release on Personal Recognizance or Unsecured Bond**

IT IS FURTHER ORDERED that the defendant be released provided that:

- (✓) (4) The defendant promises to appear at all proceedings as required and to surrender for service of any sentence imposed.
- (✓) (5) The defendant executes an unsecured bond binding the defendant to pay the United States the sum of \$25,000 unsecured in the event of a failure to appear as required or to surrender as directed for service of any sentence imposed.

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## Additional Conditions of Release

Upon finding that release by one of the above methods will not by itself reasonably assure the appearance of the defendant and the safety of other persons and the community, it is FURTHER ORDERED that the release of the defendant is subject to the conditions marked below:

- (✓) (6) The defendant is placed in the custody of:

(Name of person or organization) Randal Edwards

(Address) 76-6336 Kelolia St.

(City and State) Kai Iwa-Kane, HI 96740

(Phone No.) 808 329-0000

who agrees (a) to supervise the defendant in accordance with all conditions of release, (b) to use every effort to assure the appearance of the defendant at all scheduled court proceedings, and (c) to notify the court immediately in the event the defendant violates any conditions of release or disappears.

Signed: Randal Edwards

Custodian or Proxy

The defendant shall:

- (7b) Comply with pretrial services supervision, and abide by all conditions of release as directed by Pretrial Services.
- (7g1) Surrender any passport and all travel documents to the U.S. District Court Clerk's Office. Do not apply for/obtain a passport. Surrender no later than: July 8, 2003.
- (7h2) Travel is restricted to State of Hawaii and the District of New Jersey for court purposes.
- (7s1) You are prohibited from owning, possessing, or controlling any firearm or ammunition. Immediately surrender all firearms and ammunition to an agent approved by Pretrial Services.
- (8n) Provide Pretrial Services with any and all requested financial information regarding your financial status including, but not limited to: employment and all sources of income, bank accounts, assets and liabilities, and investments. You are required to sign and execute an Authorization to Release Financial Information as requested by Pretrial Services.

Other Conditions: The Court authorizes the U. S. District Clerk's Office to forward the bail papers to the third party by fax, mail, or other means of delivery where attestation may be administered by notary public. The defendant is released forthwith prior to the signature of the third party. The third party must co-sign the unsecured bond and return the bail papers to the U. S. District Clerk's Office no later than July 8, 2003.

You shall appear at the U. S. District Court, District of New Jersey at the Martin Luther King Courthouse, Courtroom 4D, 50 Walnut Street, Newark, New Jersey for A & P on 7/29/03 at 9:30 a.m.

**Advice of Penalties and Sanctions**

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**TO THE DEFENDANT:****YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:**

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of release, an order of detention, and a prosecution for contempt of court and could result in a term of imprisonment; a fine, or both.

The commission of any crime while on pretrial release may result in an additional sentence to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be in addition to any other sentence.

Federal law makes it a crime punishable by up to five years of imprisonment and a \$250,000 fine or both to intimidate or attempt to intimidate a witness, victim, juror, informant or officer of the court, or to obstruct a criminal investigation. It is also a crime punishable by up to ten years of imprisonment, a \$250,000 fine or both, to tamper with a witness, victim or informant, or to retaliate against a witness, victim or informant, or to threaten or attempt to do so.

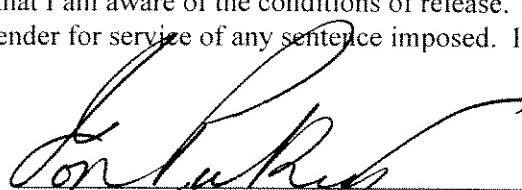
If after release, you knowingly fail to appear as required by the conditions of release, or to surrender for the service of sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of

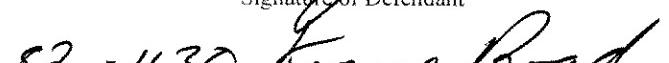
- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more, you shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, you shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, you shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be in addition to the sentence for any other offense. In addition, a failure to appear may result in the forfeiture of any bond posted.

**Acknowledgment of Defendant**

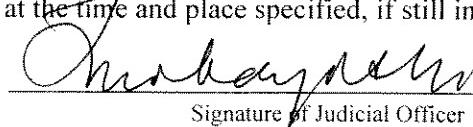
I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions set forth above.


  
Signature of Defendant


  
Address


  
City and State Zip Telephone
**Directions to United States Marshal**

- The defendant is ORDERED released after processing.  
 The United States marshal is ORDERED to keep the defendant in custody until notified by the clerk or judicial officer that the defendant has posted bond and/or complied with all other conditions for release. The defendant shall be produced before the appropriate judicial officer at the time and place specified, if still in custody.

Date: 7/15/03

  
Signature of Judicial Officer

Leslie E. Kobayashi

Name and Title of Judicial Officer